

SUBCHAPTER K [RESERVED] **SUBCHAPTER L—REGULATIONS UNDER CERTAIN OTHER** **ACTS ADMINISTERED BY THE FOOD AND DRUG ADMIN-** **ISTRATION**

PART 1210—REGULATIONS UNDER **THE FEDERAL IMPORT MILK ACT**

SOURCE: 38 FR 32104, Nov. 20, 1973, unless otherwise noted.

Subpart A—General Provisions

Sec.

- 1210.1 Authority.
- 1210.2 Scope of act.
- 1210.3 Definitions.

Subpart B—Inspection and Testing

- 1210.10 Availability for examination and inspection.
- 1210.11 Sanitary inspection of dairy farms.
- 1210.12 Physical examination of cows.
- 1210.13 Tuberculin test.
- 1210.14 Sanitary inspection of plants.
- 1210.15 Pasteurization; equipment and methods.
- 1210.16 Method of bacterial count.
- 1210.17 Authority to sample and inspect.
- 1210.18 Scoring.

Subpart C—Permit Control

- 1210.20 Application for permit.
- 1210.21 Permit number.
- 1210.22 Form of tag.
- 1210.23 Permits granted on certificates.
- 1210.24 Temporary permits.
- 1210.25 Permits for pasteurized milk or cream.
- 1210.26 Permits for raw milk or cream.
- 1210.27 Permits waiving clauses 2 and 5, section 2 of the Federal Import Milk Act.
- 1210.28 Permits waiving clause 4, section 2 of the Federal Import Milk Act.

Subpart D—Hearings

- 1210.30 Hearing procedure for permit denial, suspension, and revocation.
- 1210.31 Hearing before prosecution.

AUTHORITY: 21 U.S.C. 141–149.

CROSS REFERENCES: For Animal and Plant Health Inspection Service regulations concerning tubercular cattle, see 9 CFR parts 50 and 77. For Animal and Plant Health Inspection Service regulations, see 9 CFR chapter I. For customs regulations concerning importation of milk and cream, see 19 CFR 12.7. For regulations of the Agricultural Marketing Service (Marketing Agreements and Orders) covering marketing areas for milk, see 7 CFR chapter X.

Subpart A—General Provisions

§ 1210.1 Authority.

For the purposes of the regulations in this part the act (44 Stat. 1101; 21 U.S.C. 141–149) “To regulate the importation of milk and cream into the United States for the purpose of promoting the dairy industry of the United States and protecting the public health” shall be known and referred to as “the Federal Import Milk Act.”

§ 1210.2 Scope of act.

The provisions of the act apply to all milk and cream offered for import into the continental United States.

§ 1210.3 Definitions.

(a) *Secretary*. Secretary means the Secretary of Health and Human Services.

(b) *Commissioner*. Commissioner means the Commissioner of Food and Drugs.

(c) *Milk*. For the purposes of the act and of the regulations in this part:

Milk is the whole, fresh, clean, lacteal secretion obtained by the complete milking of one or more healthy cows, properly fed and kept, excluding that obtained within 15 days before and 5 days after calving, or such longer period as may be necessary to render the milk practically colostrum free.

(d) *Condensed milk*. Condensed milk, as the term is used in section 3, paragraph 2, of the Federal Import Milk Act, includes evaporated milk in the manufacture of which sterilization of the milk and cream is a necessary and usual process; it includes sweetened condensed milk only if it is prepared by a process which insures sterilization of the milk and cream. Condensed milk, as the term is used in section 3, paragraph 3, of the Federal Import Milk Act, means sweetened condensed milk.